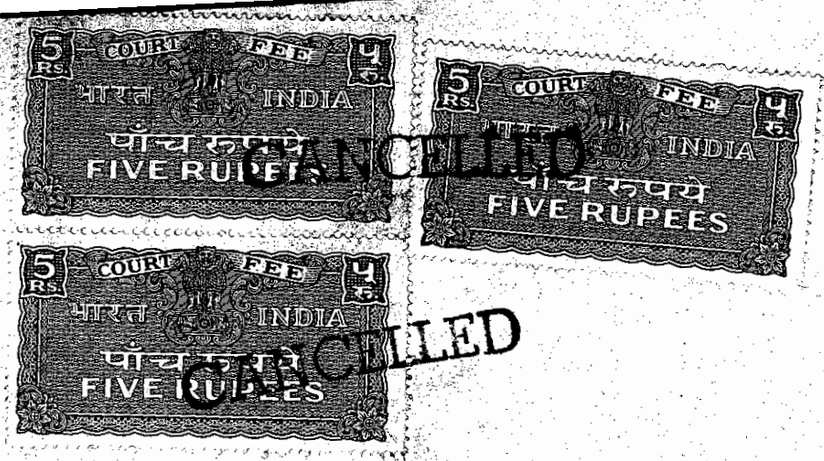

(3)

C.A. 15

In The High Court of Chhattisgarh at Bilaspur

C.R. 202/2003 **Single Bench**

Applicant Defendant	-	-	Gulam Rasul S/o Mohammed Age 52 years, Resident of Bidpara Raigarh Tah. & Distt. Raigarh (C.G.)
		Vs.	
Respondants Plaintiff	-	-	Nohar lal Patel S/o Shri Karuna Sagar Patel Age 42 years. Resdent of village Raigada Tah. & Distt. Raigarh (C.G.)

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(19)

आदेश पत्रक

मामला क्रमांक CR. 202 **सन्** 2003

..... **विरुद्ध** .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

10.03.2005: -

None for the applicant.

The matter is taken up as pass over case. Yesterday, it was called out thrice but none appeared for the applicant and even today, when the case was called out, nobody appeared on behalf of the applicant.

The instant revision is directed against the impugned order passed by IInd Addl.District Judge, Raigarh (C.G.) in Civil Suit No.10-A/2002 and by which the objection of the applicant regarding the admissibility of the document on the ground that though the document is a bond which is not property stamped and as such the same is inadmissible, was rejected.

The instant revision is not maintainable in view of the amended proviso to Section 115 of the Code of Civil Procedure and the law laid down by the Apex Court reported ***in (2003) 6,SCC 659*** in the matter ***of Shiv Shakti Coop. Housing Society, Nagpur Vs. Swaraj Developers and Others*** as well as in the case of ***Surya Devi Rai Vs. Ram Chander Rai and Others*** reported in ***(2003) 6, SCC, 675.***

Accordingly, the revision petition is dismissed as not maintainable.

Sd/-
Dhirendra Mishra
Judge